

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 3080

IN THE MATTER OF:

Served October 15, 1987

Application of McLEAN TRANSPORTA- )  
TION SERVICE, INC., for a Certifi- )  
cate of Public Convenience and )  
Necessity to Conduct Charter )  
Operations )

Case No. AP-87-22

By application filed August 24, 1987, and amended October 7, 1987, McLean Transportation Service, Inc. ("McLean" or "applicant"), seeks a Certificate of Public Convenience and Necessity to transport passengers in charter operations between points in the Metropolitan District restricted to transportation in school bus vehicles and restricted against transportation of passengers solely within the Commonwealth of Virginia. 1/

Applicant proposes two types of service: 1) charter operations providing daily transportation for specific schools 2/ and 2) a reservation-only service to be available "at all times and on all dates." The service would be provided using 13 school bus vehicles. Applicant's proposed tariff lists rates for the daily school service ranging from \$115 to \$172.50 per round-trip. For general charter service transfer rates are proposed as follows: (a) \$75 between points located inside the Capital Beltway and (b) \$90 between points within the Metropolitan District which do not fall in (a) above. Charter rates

---

1/ The original wording of the authority sought in the application provides for "transportation of passengers for hire in charter operations between points in the Metropolitan District, except transportation solely within the Commonwealth of Virginia in school bus vehicles only." If the rewording changes applicant's intent, it should so inform the Commission in writing, within 10 days of the date of this order.

2/ That service is currently exempt from WMATC jurisdiction by reason of Title II, Article XII, Section 1(a)(3) at the Compact. However, this exemption follows the vehicles, not the service. If these vehicles are to be used in other than exempt service, then the exemption is lost and all operations within the Metropolitan District are subject to certification and regulation.

for operations other than transfers would be \$125 for the first four hours of service and \$25 for each additional hour or fraction thereof. A four-hour minimum would apply.

Applicant submitted a balance sheet dated December 31, 1986, which reflects current assets of \$59,021 and fixed assets, after allowance for depreciation, of \$50,417. Current liabilities are listed at \$16,313, with \$53,816 in long-term liabilities. Equity is listed at \$39,309. Applicant submitted an operating statement for the 12 months ended December 31, 1986, which shows total (non-WMATC) income of \$230,322 and operating expenses of \$205,030, resulting in net operating income of \$25,292. For the period August 1987 to July 1988, McLean projects WMATC operating revenue of \$33,000 and revenue deductions during the same period of \$23,800. Because the actual financial data supplied will be almost one year old at the time of hearing, applicant will be required to provide the Commission with an updated balance sheet and operating statement.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this application will be scheduled for public hearing to determine if the applicant is fit, willing and able properly to perform the proposed service and to abide by pertinent regulatory requirements, and to determine if the public convenience and necessity require the proposed service.

THEREFORE, IT IS ORDERED:

1. That Case No. AP-87-22 is hereby scheduled for public hearing to commence on Thursday, November 19, 1987, at 9:30 a.m. in the hearing room of the Commission, Room 314, 1625 I Street, N.W., Washington, D.C. 20006.

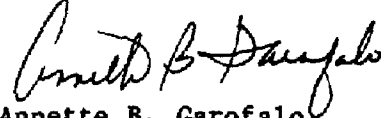
2. That applicant is hereby directed to publish once, in a newspaper of general circulation in the Metropolitan District, and to post continuously and conspicuously in each of its vehicles through the date of public hearing, notice of this application and hearing in the form prescribed by the staff of the Commission no later than Friday, October 23, 1987, and present at the hearing affidavits of said publication and posting.

3. That applicant file with the Commission no later than Monday, November 9, 1987, four copies of an updated balance sheet and operating statement showing detailed distribution of expenses.

4. That any person desiring to protest this application shall file a protest in accordance with Commission Rule No. 14, and any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Monday, November 9, 1987, and shall simultaneously serve a copy of said protest or notice on counsel for applicant Philip N. Margolius, Esquire, 1503 21st Street, N.W., Washington, DC 20036.

5. That applicant is hereby assessed \$450 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, Suite 316, 1625 I Street, N.W., Washington, D.C. 20006, no later than Monday, November 9, 1987.

FOR THE COMMISSION:

A handwritten signature in cursive script, appearing to read "Annette B. Garofalo".

Annette B. Garofalo  
Acting Executive Director

